



GENERAL ASSEMBLY COMMONWEALTH OF KENTUCKY

2006 REGULAR SESSION

HOUSE BILL NO. 458

FRIDAY, FEBRUARY 17, 2006

The following bill was reported to the Senate from the House and ordered to be printed.

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TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

AN ACT relating to the examination of mines.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1 Section 1. KRS 352.340 is amended to read as follows:

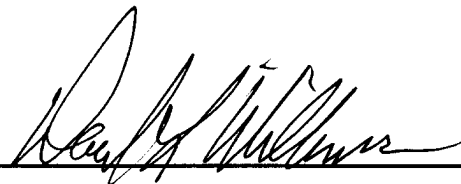
- 2 **(1)** The mine foreman or his assistants shall visit and carefully examine each working
 3 place in the mine at least every four (4) hours while the mine employees are at
 4 work. He shall examine as live workings, on regular inspections, all places in live
 5 sections that are temporarily abandoned. If the mine foreman finds any place to be
 6 in a dangerous condition, he shall not leave the place until it is made safe, or until
 7 the employees working therein are removed until the place is made safe. He shall
 8 see that every mine liberating explosive gas is kept free of standing gas in all
 9 working places and roadways, and that all accumulations of explosive or noxious
 10 gases in the worked-out or abandoned portions of any mine are removed as soon as
 11 possible after discovery. He shall ensure that all preshift examinations are
 12 conducted by a certified person and that examinations of conveyor belts have been
 13 conducted. He shall not allow any person who may be endangered by the presence
 14 of explosive or noxious gases to enter that portion of the mine until the gases have
 15 been removed. He shall direct and see that all dangerous places and the entrances to
 16 worked-out and abandoned places in all mines are properly barricaded across the
 17 openings, so that no person will enter, and that danger signs are posted upon the
 18 barricade to warn persons of existing danger. He shall give prompt attention to the
 19 removal of all dangers reported to him by his assistants, the fire boss or any person
 20 working in the mine, and if it is impracticable to remove the danger at once he shall
 21 notify every person whose safety is menaced thereby to remain away from the
 22 portion where the dangerous condition exists.
- 23 **(2)** **The mine foreman**~~[He]~~ or his assistants, fire bosses, or other certified persons shall,
 24 at least once every week, travel and examine all air courses, escapeways, seals on
 25 the return, roads, and openings that give access to old workings or pillar falls, and

1 make a record of the condition of all places where danger has been found. The
2 record shall be made with ink pencil in the record book provided for that purpose.

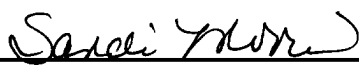
3 (3) Examinations of conveyor belts shall be conducted by a certified foreman or a
4 certified belt examiner. A certified belt examiner shall have a total of three (3)
5 years of practical underground mining experience and successfully complete a
6 certification examination administered by the Office of Mine Safety and
7 Licensing. The certification examination shall cover the topics of belt conveyor
8 legal requirements; roof control practices; mine ventilation; mine gases and
9 instruments; fire hazards; and inspection and reporting procedures. The belt
10 examiner also shall demonstrate proficiency in the use of an anemometer,
11 methane detector, and oxygen devices.



Speaker House of Representatives



President of the Senate

Attest: 

Asst. Chief Clerk of House of Representatives

Approved 

Governor

Date 